

tion 52 another paragraph to be designated as paragraph (d), etc.,

Have had the same under consideration and I am instructed to report said resolution favorably to the Senate and to recommend that it do pass.

WOODS, Chairman.

THIRTEENTH DAY.

Senate Chamber,
Austin, Texas,

Thursday, January 27, 1921.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor Lynch Davidson.

The roll was called, a quorum being present, the following Senators answering to their names:

Bailey.	Lewis.
Baugh.	McMillin.
Bledsoe.	McNealus.
Carlock.	Murphy.
Clark.	Page.
Cousins.	Parr.
Darwin.	Richards.
Davidson.	Rogers.
Dorough.	Russell.
Dudley.	Suiter.
Fairchild.	Watts.
Floyd.	Williams.
Hall.	Witt.
Harp.	Wood.
Hertzberg.	Woods.

Absent—Excused.

Buchanan.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator McNealus.

Message from the House.

Hall of the House of Representatives.

Austin, Texas, Jan. 26, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 156, A bill to be entitled "An Act to postpone the publication of delinquent lists of State, county, special school, district school and levee improvement taxes by county commissioners' court and county tax collector, and the bringing of suits

thereon until January 1, 1922, and declaring an emergency."

H. J. R. No. 8, Proposing an amendment to Section 50, of Article 3, of the Constitution of the State of Texas, so that hereafter the Legislature shall have power to give or lend the credit of the State for the purchase and improvement of rural and urban homes.

H. J. R. No. 9, Relating to the amending of Article 8, Section 14, of the State Constitution of the State of Texas, abolishing the office of county tax assessor and devolving the duties of said office upon the county tax collector.

S. B. No. 53, A bill to be entitled "An Act to amend Chapter 49, Acts of the Thirty-second Legislature, Forty-fifth, Forty-seventh and Seventy-third Judicial Districts and constituting Bexar county the Thirty-seventh, Forty-fifth, Fifty-seventh and Seventy-third Judicial Districts; providing for the present judges of the Thirty-seventh, Forty-fifth, Fifty-seventh and Seventy-third Judicial Districts to continue to hold their offices for the respective terms for which they were elected; prescribing the jurisdiction of said courts and providing for the election of judges thereof, and for the district attorney of the Thirty-seventh Judicial District, and the other district courts of said district and prescribing his duties; prescribing how cases shall be numbered and filed in the several courts; providing the district court of the Thirty-seventh Judicial District of Bexar County, Texas, and the district court of the Forty-fifth Judicial District of Bexar County, Texas, to try criminal cases and give precedence to criminal business over civil business until the number of criminal cases in each court is reduced to fifty cases, and requiring said courts to give their entire time to trying of criminal cases until the number of criminal cases in each court is reduced to fifty or less, and requiring each court to alternately empanel a grand jury, and requiring the district court of the Thirty-seventh Judicial District to transfer one-half of the cases on its docket to the district court of the Forty-fifth Judicial District, leaving the oldest cases in point of date filing in the district court of the Thirty-seventh Judicial District, and transferring the

second case to the district court of the Forty-fifth Judicial District, leaving the third case in the district court of the Thirty-seventh Judicial District, and transferring the fourth case to the district court of the Forty-fifth Judicial District, and thus in transferring each alternate case until one-half of the entire number in the district court of the Thirty-seventh Judicial District is transferred to the district court of the Forty-fifth Judicial District, and providing that the terms of the said courts be concurrent, that is, commencing and ending at the same time, and requiring that forfeited bond cases be tried by the district courts of the Thirty-seventh Judicial District and the Forty-fifth Judicial District of Bexar County, Texas, that the district clerk make up a docket for the criminal cases transferred to the Forty-fifth Judicial District, and repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

And has adopted,

Senate Concurrent Resolution No. 4, Expressing their appreciation to the Alamo Chapter of the Daughters of the Republic of Texas for placing on the Alamo a new, substantial, permanent, concrete roof in lieu of the old roof, which had rotted away.

Also Senate Concurrent Resolution No. 5, Inviting Dr. Robt. E. Vinson to address a joint session of the Legislature in the Hall of the House of Representatives on Tuesday evening, February 1, at 8 o'clock.

Also H. C. R. No. 13, Joining the Legislature of the several States of the Union in an application to Congress to submit a resolution to the several States proposing an amendment to the Constitution of the United States so as to provide that all amendments to the Constitution of the United States shall be submitted to the qualified electors of the several States for ratification or rejection.

Respectfully submitted,

N. K. BROWN,

Chief Clerk House of Representatives.

Bills Read and Referred.

The Chair, Lieutenant Governor Lynch Davidson, had referred, after their captions had been read, the following House Bills:

H. B. No. 156, Referred to Committee on State Affairs.

H. J. R. No. 8, Referred to Committee on Constitutional Amendments.

H. J. R. No. 9, Referred to Committee on Constitutional Amendments.

H. C. R. No. 13, Referred to Committee on Federal Relations.

Invitation from Fort Worth to Legislature.

The Chair laid before the Senate a telegram from the Chamber of Commerce of Fort Worth inviting the Legislators to be their guests at breakfast Saturday morning on the occasion of the Legislative visit to Denton.

The managers of the trip stated that the Denton entertainment committee had arranged for breakfast for the members, and the Senate instructed the President of the Senate to wire the Chamber of Commerce their regrets and extend their thanks for the invitation.

Bills and Resolutions.

By Senator Hertzberg:

S. B. No. 121, A bill to be entitled "An Act authorizing and directing the public school authorities of the State of Texas to co-operate with the Federal Government in the work of Americanizing the foreign population and authorizing the creation of an Americanization Commission.

Read first time and referred to Committee on Finance.

By Senator McNealus:

S. B. No. 122, A bill to be entitled "An Act establishing a State Athletic Commission and regulating the art of boxing and sparring exhibitions, or performances, in the State of Texas."

Read first time and referred to Committee on Military Affairs.

By Senator McMillin:

S. B. No. 123, A bill to be entitled "An Act to amend Article 206, Revised Civil Statutes of 1911, relating to the appointment of a Superintendent of the Confederate Home, his duties, term of office and salary, by

providing that the son of a Confederate soldier is eligible for appointment, repealing all laws in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senator Cousins:

S. B. No. 124, A bill to be entitled An Act to fix the burden of proof as to heirship in suits by, or on behalf of, or by any person through or under any heir or heirs in cases involving the title to real estate or any interest therein, where deeds of conveyance or other instruments of writing have been executed and recorded according to law, for a period of twenty-one years, by such heir or heirs or any person or persons purporting in such deed or conveyance, or other instrument in writing, to such heir or heirs, and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Dorrough:

S. B. No. 125. A bill to be enacted providing that the Railroad Commission shall have the control and management of the State Railroad, and declaring an emergency."

Read first time and referred to Committee on Internal Improvements.

By Senator Davidson:

S. B. No. 126, A bill to be entitled "An Act regulating the procedure in the collecting of delinquent taxes, providing that all taxes that have been delinquent for more than ten years shall in any suit to collect the same be presumed to have been paid, and providing that tax collector and county attorney shall not incur any expense in bringing suit for delinquent taxes where said taxes have been delinquent for more than ten years."

Read first time and referred to Committee on Civil Jurisprudence.

By Senators Fairchild and Richards:

S. J. R. No. 9, Proposing an amendment to Section 51 of Article 3 of the Constitution of the State of Texas to provide that the Legislature may grant pensions to Confederate soldiers, sailors and their widows who

have been citizens of Texas since prior to January 1st, 1910, providing that all soldiers and their widows eligible under the provision thereof shall be entitled to be placed upon the rolls and participate in the pension fund created hereunder; levying a tax of seven (\$.07) cents on the \$100 valuation of property in this State for the payment of such pensions, providing that the Legislature may reduce the rate of pension for such purpose, fixing a time for the election to be held on such amendment, and making an appropriation to pay the expenses thereof.

Read first time and referred to Committee on Constitutional Amendments.

Senate Simple Resolution No. 31.

By Senator Woods:

Be it Resolved, That the Railroad Commission be respectfully requested to furnish the Senate a statement giving the number of experts, deputies, clerks and other employes connected with the administration of the laws quoted below:

Their names, their salaries and the provision for traveling expenses allowed to them, to-wit:

Under Chapter 30, dealing with the regulation of pipe lines, passed by the Thirty-fifth Legislature at its Regular Session in 1917,

Chapter 155, passed by the Thirty-sixth Legislature at its Regular Session in 1919, entitled

"An Act to conserve oil and gas resources, etc.,"

House Bill No. 11, passed by the Thirty-sixth Legislature at its Third Called session,

"Defining pipe and gas lines and placing them under the authority of the Railroad Commission,"

And that said Railroad Commission be also requested to furnish a summary of the receipts from the different firms, individuals and corporations coming under the provision of these Acts for the year 1920.

The resolution was read and adopted.

Afternoon Session.

The Senate was called to order by Lieutenant Governor Davidson.

Message from the House.

Hall of the House of Representatives,
Austin, Texas, Jan. 26, 1921.

Hon. Lynch Davidson, President of
the Senate.

Sir: I am directed by the House
to inform the Senate that the House
has passed the following bills:

H. B. No. 191, A bill to be entitled
"An Act for the relief of railway cor-
porations having charters amended
since the first day of January, 1896,
and which have failed to construct
any extension, or any part thereof,
authorized by said amendment or
amendments, within the time re-
quired by law, and declaring an
emergency."

Respectfully submitted,
N. K. BROWN,
Chief Clerk House of Representatives.

Senate Concurrent Resolution No. 8.

By Senator Cousins:

Whereas, There are now pending
in the House more than 350 bills
and in the Senate more than 100
bills; and

Whereas, There has been much
legislation in the last two years and
there remains much legislation on
the Statute Books that has not been
fully tried out; and

Whereas, There is a great financial
depression at this time; and

Whereas, The people of Texas are
becoming uneasy about too much
legislation at this critical time; be it

Resolved, That the Senate of the
State of Texas, the House concurring,
favor the Financial Committee as
much as possible so they can
be about their labor in prepar-
ing and presenting the appropria-
tion bill for passage within the
60 days at the end of which
time we can adjourn and go
home and let the people of Texas
know that we expect to make few
changes in legislation as possible.

Senators Cousins, Russell, Suiter,
Williams, Fairchild, Davidson, Hall,
Darwin, Clark, McNealus, Watts and
Richards.

The resolution was read, and
Senator Fairchild moved that the
consideration be postponed until to-
morrow, and

Senator Woods moved that the
resolution be referred to Committee
on Finance, and

Senator Richards moved, as a sub-
stitute, that the resolution be re-
ferred to Committee on Rules.

The substitute motion was adopted.

Senate Concurrent Resolution No. 9.

By Senator McMillin:

Whereas, There is now pending in
the National Congress a bill appro-
priating \$100,000,000.00 additional
Federal aid for the continuation of
highway construction under the pres-
ent plan in the States for the next
fiscal year; and

Whereas, The appropriations for-
merly made by Congress for this pur-
pose have been taken up by the
several States and definitely allotted
to projects that are either now or
soon will be under construction; and

Whereas, It is very necessary that
the work of constructing a connecting
system of State Highways be carried
to a successful conclusion; and

Whereas, It is very essential that
the State and county officials know as
soon as possible the amount of Fed-
eral aid that will be available in or-
der to better plan their construction
work, and to afford relief as far as
possible to the unemployed labor in
the country; therefore, be it

Resolved by the Senate of Texas,
the House of Representatives concur-
ring, That we heartily endorse the
provisions of this bill and urge its
early passage and request that the
Texas members of Congress give it
their earnest support.

Read first time and referred to
Committee on Roads, Bridges and
Ferries.

Executive Session.

Here the Chair announced that
the hour of 11 o'clock a. m. had ar-
rived, which time the Senate had
previously set as a time for the Sen-
ate to sit in executive session to
consider appointments by the Gov-
ernor.

The Senate accordingly resolved
itself into executive session.

In the Senate.

In executive session the confirmation of the following appointments was reported to the Journal Clerk by the Secretary:

To be member State Prison Commissioner, J. A. Herring.

To be member of Commission of Appeals, Section A, J. N. Gallagher.

Adjournment.

On motion of Senator Clark, the Senate, at 2 o'clock p. m. adjourned until 10 o'clock tomorrow morning.

APPENDIX.**Petitions.**

Senator Page offered a letter from Board of City Development, Amarillo, asking repeal of suspended sentence law.

Senator McNealus offered a communication from Barow Bros. Millinery Co., Dallas, relating to amendment to the minimum wage bill. The communication was referred to the Sub-Committee on Labor.

Engrossing Committee Reports.

Senate Chamber,
Austin, Texas, Jan. 27, 1921.
Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had Senate Bill No. 38 carefully compared and find same to be correctly engrossed.

HARP, Chairman.

Senate Chamber,
Austin, Texas, Jan. 27, 1921.
Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had Senate Bill No. 78 carefully compared and find same to be correctly engrossed.

HARP, Chairman.

Committee Reports.

Committee Room,
Austin, Texas, Jan. 26, 1921.
Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence to whom was referred.

S. B. No. 104, A bill to be entitled "An Act to prevent any person, firm, corporation or association from placing before the public any advertisement, relating to merchandise, securities, service or any other thing offered to the public, containing an assertion, representation or statement of fact which is untrue, deceptive, or misleading, providing a penalty for the violation thereof, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

HERTZBERG, Chairman.

Committee Room,
Austin, Texas, Jan. 26, 1921.
Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence to whom was referred.

S. B. No. 11. A bill to be entitled "An Act relating to limited partnerships, joint stock companies, unincorporated joint stock association or companies, and common law corporations, providing that a certified copy of the articles of agreement and all amendments, etc., be filed in the office of the Secretary of State, etc.,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

HERTZBERG, Chairman.

Committee Room,
Austin, Texas, Jan. 26, 1921.
Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence to whom was referred Senate Bill No. 14, being a committee substitute of the original

S. B. No. 14, A bill to be entitled "An Act making it a felony for any two or more persons to enter into an agreement, by which it is sought to make less doubtful the result of any game of base ball or football, foot-race or any other game or sport, prescribing penalties for violations hereof, and declaring an emergency,"

Have had the same under con-

sideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

HERTZBERG, Chairman.

Committee Room,

Austin, Texas, Jan. 26, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence to whom was referred.

H. B. No. 22, A bill to be entitled "An Act to amend Article 696, Chapter 1, Title 12, of the Revised Criminal Statutes of the State of Texas, 1911, as amended by the Thirty-third Legislature."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

HERTZBERG, Chairman.

Senate Chamber,

Austin, Texas, Jan. 27, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Insurance and Banking, to whom was referred

S. B. No. 120, A bill to be entitled "An Act amending Chapter 15 of the General Laws of the State of Texas passed by the Thirty-sixth Legislature at its Regular Session, entitled 'An Act providing that the interest of a mortgagee or trustee under any fire insurance policy shall not be invalidated by any act or neglect of the mortgagor or owner of the property insured by said policy or the happening of any condition beyond his control, and declaring void any stipulation in any fire insurance policy contract in conflict herewith, and declaring an emergency.'"

Have had the same under consideration and beg to report same back to the Senate with the recommendation that it do pass.

PAGE, Chairman.

Senate Chamber,

Austin, Texas, Jan. 27, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Insurance and Banking, to whom was referred

S. B. No. 18, A bill to be entitled

"An Act providing that suicide of the insured shall be no defense to any suit brought upon policies of insurance upon the life of the insured, issued by any life insurance company, fraternal or other organization, corporation, association of persons, firm or partnership unless it shall be known to the satisfaction of the court or jury trying same, that the insured contemplated suicide, at the time he made his application for a policy, and providing that any stipulation to the contrary in the policy, or contract or by-laws of any such life insurance company, fraternal or other organization, corporation, association of persons, firm or partnership, shall be void."

Have had the same under consideration and beg to report same back to the Senate with the recommendation that it do pass.

PAGE, Chairman.

FOURTEENTH DAY.

Senate Chamber,

Austin, Texas,

Friday, January 28, 1921.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor Lynch Davidson.

The roll was called, a quorum being present, the following Senators answering to their names:

Bailey.	McMillin.
Raugh.	McNealus.
Medsoe.	Murphy.
Fuchanan.	Page.
Carlock.	Parr.
Cousins.	Richards.
Darwin.	Rogers.
Davidson.	Russell.
Dudley.	Sulter.
Fairchild.	Watts.
Floyd.	Williams.
Hall.	Witt.
Harp.	Wood.
Hertzberg.	Woods.
Lewis.	

Absent—Excused.

Clark. Dorough.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator McNealus.